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September 20, 2005

Via Electronic Filing

The Honorable Kent A. Jordan
United States District Court
for the District of Delaware
J. Caleb Boggs Federal Building
844 N. King Street
Wilmington, DE 19801

RE: Martin Durant v. Perfect Care Nurses, Inc.
C. A. No. 04-1534 (KAJ)

Dear Judge Jordan:

I represent the Defendant, Perfect Care Nurses, Inc., in the above-referenced matter. Pending is our Motion for Partial Summary Judgment. Plaintiff does not oppose the substance of our summary judgment request, however, Plaintiff does oppose our request for costs. We waive our reply to the Motion for Summary Judgment and the request for costs.

In this regard, we have recently filed a Notice of Completion of Briefing and request entry of an order granting our Motion for Partial Summary Judgment. We are available at the convenience of the Court to discuss, as necessary.

Respectfully submitted,

WHITE AND WILLIAMS LLP

By:


Marc S. Casarino

MSC:kab

cc: Jeffrey K. Martin, Esquire
Christian J. Singewald, Esquire